

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

CIVIL ACTION  
NO. 05 10307 JLT

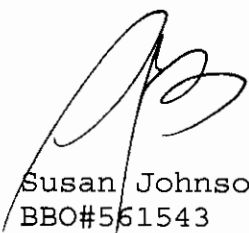
VERMONT MUTUAL INSURANCE COMPANY )  
as subrogee of TIMOTHY D. STEIN and )  
WAYNE ROLF )  
Plaintiff, )  
v. )  
DAVID'S FLOOR SERVICE, INC. )  
and )  
MIN DANG, d/b/a )  
DAVID'S FLOOR SERVICE, )  
Defendants )

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NOTICE OF INTENTION TO FILE MOTION  
RE: THIRD-PARTY COMPLAINT

In accordance with Rule 15.1(B), the defendants intend to file the Motion for Leave to File Third-Party Complaint, along with proposed Third-Party Complaint, on December 5, 2005.

Defendants,  
By their attorney,

  
Susan Johnson Bowen  
BBO#561543  
Warren, Hensley & Bowen LLP  
185 Devonshire Street, Suite 1000  
Boston, MA 02110  
(617) 542-4130

**CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing document on the parties to this case by mailing a copy hereof, postage prepaid, to Patrick J. Loftus, Esq., LAW OFFICE OF PATRICK J. LOFTUS, No. 9 Park Street, Suite 500, Boston, MA 02108 and James, P Cullen, Jr., Esq., COZEN O'CONNOR, 1900 Market Street, The Atrium-Third Floor, Philadelphia, PA 19103 and to:

Bart Warner, Esq.  
113 Union Wharf East  
Boston, MA 02109 as counsel of record for Muoi Bui a/k/a Muoi Pham, as Administratrix of the Estate of Toan Bui

on November 22, 2005.

A handwritten signature in black ink, appearing to be 'SJ Bowen', written over the printed name.

Susan Johnson Bowen